



SPW

Attorney Docket No. 22987.04

Customer No. 37833

Confirmation No. 5135

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN THE *PATENT* APPLICATION OF:

APPLICANT : **WOO KEE MIN**

APPL. NO. : **10/699,866**

ART UNIT : **3751**

FILED : **NOVEMBER 4, 2003**

EXAMINER : **DEVORE, P.**

TITLED : **MOTOR BRAKE STRUCTURE AND MANUFACTURING METHOD...**

MAIL STOP AMENDMENT
COMMISSIONER FOR PATENTS
P.O. BOX 1450
ALEXANDRIA, VA 22313-1450

RESPONSE TO RESTRICTION REQUIREMENT

Sir:

In the Office Action dated April 5, 2005, the Examiner required restriction under 35 U.S.C. § 121 prior to an examination on the merits of the above-identified application. The separate inventions identified by the Examiner are as follows:

- I. Claims 1-12, 16-19 and 23, drawn to a motor brake.
- II. Claims 13-15, drawn to a pipeline opening and closing device.
- III. Claims 20-22, drawn to a method of manufacturing a motor brake.

The Examiner states that the inventions of Groups I and II are related as combination and subcombination. The Examiner further states that the inventions of Groups I and III and are related

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as process and product made. Groups II and III were indicated by the Examiner as being related as product and process of making the same.

In order to establish that the inventions of Groups I and II are distinct, the Examiner asserts that the pipeline device of Group II does not require the particulars of the brake of Group II. The inventions of Groups I/III and II/III are asserted by the Examiner to be distinct because the process of Group III can be used to make a brake and pipeline device materially different from that of Groups I and II, respectively..

In compliance with the Examiner's restriction requirement, Applicant provisionally elects with traverse for further prosecution the invention defined by Claims 1-12, 16-19 and 23 (designated as Group I).

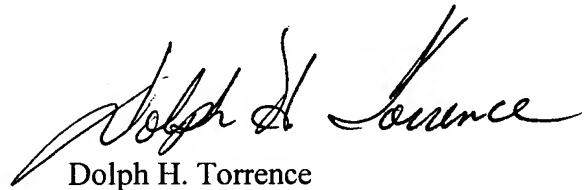
Notwithstanding the propriety of the restriction requirement for examination purposes, Applicant contends that he should be entitled to a consideration of a reasonable number of related embodiments falling within the scope of a generic inventive concept. Moreover, it would appear that a search and examination of the entire application could be accomplished without a serious burden on the Examiner since the multiple embodiments identified of record would seemingly encompass a common field of search.

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Accordingly, it is respectfully requested that the Examiner withdraw the restriction requirement, and issue an action on the merits of all the embodiments presently in the case. Alternatively, should the Examiner maintain the requirement and make it final, Applicant awaits a complete action on the merits of the elected subject matter.

Respectfully submitted,



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